## IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS FORT WORTH DIVISION

ETTA MARIE BIRDO-USAND,	§		
Plaintiff,	§ §		
	§		
V.	§	CIVIL ACTION NO.:	4:21-cv-522
UNITED PARCEL SERVICE, INC.	§ §		
Defendant.	§ §		
	§		

## JOINT STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff Etta Marie Birdo-Usand and Defendant United Parcel Services, Inc. ("the Parties"), through the undersigned, agree and stipulate that this case shall be, and hereby is, DISMISSED WITH PREJUDICE. The Parties have agreed that each party will bear its own attorneys' fees, expenses, and costs.

JOINTLY SUBMITTED, this 20th day of December, 2021.

Respectfully submitted,

/s/ Jamie J. Gilmore /s/ Shannon B. Schmoyer Jamie J. Gilmore Shannon B. Schmoyer Texas Bar No. 24045262 Texas Bar No. 17780250 Brittney L. Thompson sschmoyer@sr-llp.com Texas Bar No. 24104618 Christine E. Reinhard BAILEY & GALYEN Texas Bar No. 24013389 1300 Summit Ave., Suite 650 creinhard@sr-llp.com Dylan A. Farmer Fort Worth, Texas 76102 PH: 817.276.6000 Texas Bar No. 24093417

FX: 817.276.6010 <u>dfarmer@sr-llp.com</u> jgilmore@galyen.com SCHMOYER REINHARD LLP bthompson@galyen.com 8000 IH 10 West, Suite 1600

thompson@galyen.com 8000 IH 10 West, Suite 1600 San Antonio, Texas 78230

**ATTORNEYS FOR PLAINTIFF** PH: (210) 447-8033 **ETTA MARIE BIRDO-USAND** FX: (210) 447-8036

Ian B. Hatch
Arizona Bar No. 035842

ian.hatch@winkphillips.com
WICK PHILIPS GOULD & MARTIN, LLP
100 Throckmorton Street, Suite 1500
Fort Worth, Texas 76102
Telephone: (817) 332-7788
Facsimile: (817) 332-7789

Marcia Nelson Jackson
Texas Bar No. 24008411
marcia.jackson@wickphillips.com
Wick Philips Gould & Martin, LLP
3131 McKinney Avenue, Suite 100
Dallas, Texas 75204
Telephone: (214) 692.6200
Facsimile: (214) 692.6255

ATTORNEYS FOR DEFENDANT UNITED PARCEL SERVICE, INC. (OHIO)

## **CERTIFICATE OF SERVICE**

I hereby certify I served a copy of the foregoing document via CM/ECF to:

Jamie J. Gilmore

jgilmore@galyen.com

Brittney L. Thompson

bthompson@galyen.com

Bailey & Galyen

1300 Summit Avenue, Suite 650

Fort Worth, Texas 76102

on December 20, 2021.

/s/ Dylan A. Farmer

Dylan A. Farmer